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**CENTRAL LOCATION  
FACSIMILE COVER SHEET**

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JUL 08 2005**

**Examiner:** John B. Walsh **Group:** 2151

**Date:** July 8, 2005

**Client Code:** 1086

**Facsimile No.:** 703-872-9306

**From:**

**Subject: Paper:** Amendment After Final Rejection Under 37 C.F.R. § 1.116

**Docket No.:** 1086.2004-002

**Applicants:** Oleg M. Khodko and Michael Roy Gobler

**Serial No.:** 09/928,667

**Filing Date:** August 13, 2001

Number of pages including this cover sheet: 13

Please confirm receipt of facsimile: Yes XX No    

**Comments:**

Please see attached filing.

@PFDesktop\ODMA\MHODMA\HBSR05\iManage\_561247.1

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MLW/JMM/cb  
July 8, 2005

DOCKET NO. 1086.2004-002

Expedited Procedure under 37 C.F.R. 1.116  
Examining Group 2151

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 08 2005

Applicant: Oleg M. Khodko and Michael Roy Gobler  
Application No.: 09/928,667 Group: 2151  
Filed: August 13, 2001 Examiner: John B. Walsh  
Confirmation No.: 6418  
For: Computer Network Communication Method and Apparatus

|   |                    |
|---|--------------------|
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| <u>July 8, 2005</u>   | <u>[Signature]</u> |
| Date  | Signature          |
| CHRISTINE A. BUDD   |                    |
| Typed or printed name of person signing certificate   |                    |

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection Under 37 C.F.R. § 1.116 for filing in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- ☐ A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

09/928,667

-2-

The claims fee has been calculated as shown below:

|  | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |          | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA |
|--|---|----------|---------------------------------------|------------------|
| TOTAL  | 22  | MINUS *  | 26                                    | 0                |
| INDEP  | 2   | MINUS ** | 3                                     | 0                |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |          |                                       |                  |

\* not fewer than 20  
\*\* not fewer than 3

## SMALL ENTITY

|   | RATE  | ADDIT.<br>FEE |
|---|-------|---------------|
| X | \$ 25 | \$            |
| X | \$100 | \$            |
| + | \$180 | \$            |

TOTAL= \$ 0OTHER THAN  
SMALL ENTITY

|   | RATE  | ADDIT.<br>FEE |
|---|-------|---------------|
| X | \$50  | \$            |
| X | \$200 | \$            |
| + | \$360 | \$            |

TOTAL= \$ 0

The Application Size Fee has been calculated as shown below:  
(Effective for cases filed on or after December 8, 2004)

| Actual Sheets<br>(Including<br>current<br>amendment) | Highest No. of<br>Sheets Paid<br>For<br>(At least 100) | No of<br>Additional Units<br>Required<br>(Increments of<br>50 sheets) |
|--|--|---|
|  |  |   |

## SMALL ENTITY

| Rate    | Total<br>Amount<br>Owed |
|---------|-------------------------|
| X \$125 | \$[ ]                   |

OTHER THAN  
SMALL ENTITY

| Rate    | Total<br>Amount<br>Owed |
|---------|-------------------------|
| X \$250 | \$[ ]                   |

Payment  
Sufficient for  
up to

[ ] Sheets

## Petition for Extension of Time

[ ] Applicant hereby petitions to extend the time to respond to the [ ] dated [ ] for [ ] month(s) from [ ] to [ ]. The appropriate fee is set forth below.

[ ] [For action-specific language in an extension of time, go to insert, file, public folders, firm templates, and select the appropriate paragraph.]

09/928,667

-3-

**Please charge Deposit Account No. 08-0380 for the following fees:**

|                          |  |    |          |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ | _____    |
| <input type="checkbox"/> | Claims Fee                               | \$ | _____    |
| <input type="checkbox"/> | Application Size Fee                     | \$ | _____    |
| <input type="checkbox"/> | Other Fees:                              |    |          |
|                          | _____                                    | \$ | _____    |
|                          | _____                                    | \$ | _____    |
|                          | <b>TOTAL:</b>                            | \$ | <u>0</u> |

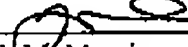
**A check is enclosed in payment of the following fees:**

|                          |  |    |          |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ | _____    |
| <input type="checkbox"/> | Claims Fee                               | \$ | _____    |
| <input type="checkbox"/> | Application Size Fee                     | \$ | _____    |
| <input type="checkbox"/> | Other Fees:                              |    |          |
|                          | _____                                    | \$ | _____    |
|                          | _____                                    | \$ | _____    |
|                          | <b>TOTAL:</b>                            | \$ | <u>0</u> |

☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH &amp; REYNOLDS, P.C.

By   
Joseph M. Maraia  
Registration No.: 55,926  
Telephone (978) 341-0036  
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 7/1/05

09/928,667

-3-

**Please charge Deposit Account No. 08-0380 for the following fees:**

|                          |  |    |          |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ | _____    |
| <input type="checkbox"/> | Claims Fee                               | \$ | _____    |
| <input type="checkbox"/> | Application Size Fee                     | \$ | _____    |
| <input type="checkbox"/> | Other Fees:                              |    |          |
|                          | _____                                    | \$ | _____    |
|                          | _____                                    | \$ | _____    |
|                          | <b>TOTAL:</b>                            | \$ | <u>0</u> |


**A check is enclosed in payment of the following fees:**

|                          |  |    |          |
|--------------------------|--|----|----------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ | _____    |
| <input type="checkbox"/> | Claims Fee                               | \$ | _____    |
| <input type="checkbox"/> | Application Size Fee                     | \$ | _____    |
| <input type="checkbox"/> | Other Fees:                              |    |          |
|                          | _____                                    | \$ | _____    |
|                          | _____                                    | \$ | _____    |
|                          | <b>TOTAL:</b>                            | \$ | <u>0</u> |

☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH &amp; REYNOLDS, P.C.

By   
Joseph M. Maraia  
Registration No.: 55,926  
Telephone (978) 341-0036  
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 7/8/05

@PFDesktop\ODMA\MHODMA\HBSR05\iManage,560622;1  
MLW/JMM/JSA/bmw  
July 7, 2005

PATENT APPLICATION  
Attorney's Docket No. 1086.2004-002  
Expedited Procedure under 37 C.F.R. § 1.116  
Examining Group 2151

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| <u>Jul 8, 2005</u>   | <u>[Signature]</u> |
| Date   | Signature          |
| <u>CHRISTINE A. BUDD</u>   |                    |
| Typed or printed name of person signing certificate  |                    |

AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on May 3, 2005 in the above-identified application.

Please amend the application as follows: